


JUDGE'S COPY

UNITED STATES DISTRICT COURT
FOR THE
MIDDLE DISTRICT OF PENNSYLVANIA

FILED
HARRISBURG
AUG 13 2001
MARY E. D'ANDREA, CLERK
Per.  DEPUTY CLERK

JAMIR F. BURRELL : CIVIL ACTION
PETITIONER :
 : 1:01-cv-1254
VS :
 :
 :
JOSEPH CHESNEY, SUPT., :
ET AL., :

OBJECTION TO
REPORT AND RECOMMENDATION
OF MAGISTRATE JUDGE BLEWITT

To the Honorable Judge Kane, and Judge's of the above mentioned
Honorable Federal Court. . .

Comes now, Respectfully Your above said Petitioner, who
strongly objects to the Report and Order/Recommendation or Magistrate
Judge Blewitt, for the following reasons;

1. . . The Magistrate Judge stated that the Right to parole is not a Constitutional issue, and in fact no inmate has a Right to parole. Parole is a matter of Grace and Mercy; and the Magistrate Judge is correct on both of those counts;

However

The Magistrate Judge is in error, in that:

- A. YOUR PETITIONER DID/HAS COMPLETED ALL OF HIS REQUIRED PROGRAMS, AS THE Exhibits attached to his WRIT OF HABEAS CORPUS very clearly confirms.
- B. YOUR PETITIONER WAS DENIED PAROLE FOR REASONS AND/OR CIRCUMSTANCES THAT WILL NEVER CHANGE, such as the Nature of his Crime, Having or not having Prison Et. Al. Official Recommendation for parole. Therefore, both "A" and "B" above stated, Do indeed Violate Your Petitioner's UNITED STATES CONSTITUTIONAL RIGHTS, under the DUE RPOCESS OF LAW CLAUSE OF THE 14TH AMENDMENT. . .

The Exhibits "FEDERAL COURT'S MANDATE" attached to Petitioner WRIT OF HABEAS CORPUS very clearly states that the above stated "A" and "B" are indeed Violations of the DUE PROCESS OF LAW CLAUSE, OF THE 14TH AMENDMENT, OF THE UNITED STATES CONSTITUTION OF AMERICA. . .

2. . . The state of Pennsylvania's Commonwealth Court and the Supreme Court of Pennsylvania, have made it very clear that they will not hear any Case's against the Pennsylvania Parole Board and in fact will not make any Ruling against the Pennsylvania Parole Board. To confirm this see, the Exhibit "FEDERAL COURT'S MANDATE" attached to Your Petitioner's WRIT OF HABEAS CORPUS. Thus, denying access to the State Courts--to inmates filing Meritful claims against Pennsylvania Parole Board.

(continue)

Indeed Violates the DUE PROCESS OF LAW CLAUSE, OF
14TH AMENDMENT OF THE UNITED STATES CONSTITUTION
OF AMERICA . . .

Wherefore, Respectfully Your Petitioner is indeed entitled to have
this Honorable Federal Court to hear and grant his WRIT OF HABEAS
CORPUS. . .

Due to the aforementioned Reason's/Facts, and in the best inter-
est of Justice, and DUE PROCESS OF LAW. Your Petitioner, Respect-
fully prays that this Honorable Federal Court WILL NOW hold a hear-
ing on this entire matter and thereafter, Respectfully Grant
FORTHWITH, ALL THE Remedies of Relief stated within Your Petitioners
WRIT OF HABEAS CORPUS. . .

If Your Honor's, for any Reason's decide to dismiss Your Petitioners
WRIT OF HABEAS CORPUS, Your Petitioner Respectfully Request this
Honorable Federal Court to Re-file this WRIT OF HABEAS CORPUS-
After the 3RD Circuit Court of Appeals most likely makes a favor-
able decision on a "Like Case" in the near future. . .

RESPECTFULLY SUBMITTED

Jamir F. Burrell
PETITIONER

DATE: August 10, 2001